

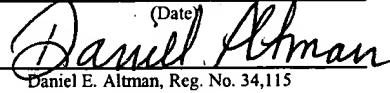
PCT  
PATENT  
AC17 Rec'd PCT/PTO 25 JUN 2001  
Case Docket No. DAVI122.001APC  
Date: June 21, 2001  
Page 1  
#8

In re application of : Thomas Mathew Cocks, et al.  
App. No. : 09/787,356  
Filed : March 15, 2001  
For : A METHOD OF TREATMENT  
AND AGENTS USEFUL FOR  
SAME  
Examiner : Unknown  
Art Unit : Unknown

I hereby certify that this correspondence and all  
marked attachments are being deposited with the  
United States Postal Service as first class mail in  
an envelope addressed to: Assistant Commissioner  
for Patents, Washington, D.C. 20231, on

June 21, 2001

(Date)

  
Daniel E. Altman, Reg. No. 34,115

**ASSISTANT COMMISSIONER-FOR-PATENTS**

**WASHINGTON, D.C. 20231**

Sir:

Transmitted herewith is a **Response to Notice to Comply** in the above-identified application.

- (X) Sequence Listing (3 pages)
- (X) Disk with Sequence Listing
- (X) Request for Entry of Drawing Changes
- (X) A set of **clean Drawings and redlined drawings** of Sheets 1, 25, 28, 29, 30, 31, 32, 34, 35, 36, 37, 38, 39, and 40
- (X) Information Disclosure Statement, including Form PTO-1449 and 7 references
- (X) Copy of Notification of Missing Requirements and Notification to Comply
- (X) Declaration
- (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.
- (X) A check in the amount of \$65 for the surcharge for providing the late Declaration is enclosed.
- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

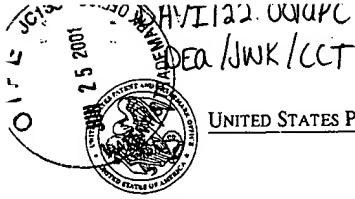
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Daniel E. Altman  
Registration No. 34,115  
Attorney of Record

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## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NO.		430-01	ATTY. DOCKET NO.
09/787356		ANALYST: Response to Missing Parts DATE: June 24, 2001	DAVI122.001
KNOBBE MARTENS OLSON & BEAR, LLP. 620 NEWPORT CENTER DRIVE SIXTEENTH FLOOR NEWPORT BEACH, CA 92660		INTERNATIONAL APPLICATION NO. PCT/AU99/00775	I.A. FILING DATE 15 SEP 99
		PRIORITY DATE 15 SEP 98	DATE MAILED: 24 APR 2001
		ATTY./AGEN. PAYMENT OF DUE DATE	
		AND FINAL DEATH DATE	

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as  a Designated Office (37 CFR 1.494)  an Elected Office (37 CFR 1.495):
  - U.S. Basic National Fee.  Indication of Small Entity Status.
  - Copy of the international application.  Translation of the international application into English.
  - Oath or Declaration of inventors(s).  Translation of Article 19 amendments into English.
  - Copy of Article 19 amendments.  Other:
  - Priority Document.
  - The International Preliminary Examination Report in English and its Annexes, if any.
  - Translation of Annexes to the International Preliminary Examination Report into English.
2.  Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.
  - U.S. Basic National Fee.  Copy of the international application.
3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
  - a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
    - The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
  - b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
  - c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
    - The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
  - d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
4. Additional claim fees of \$ \_\_\_\_\_ as a  large entity  small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.
5.  Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

**ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.
7.  The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***

Enclosed:  PCT/DO/EO/917  
 PTO-875

Notice of Defective Translation  
 PCT/DO/EO/920

Barbara Campbell

OPIE



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/787356	COCKS	T DAVI122.001
INTERNATIONAL APPLICATION NO.		
PCT/AU99/00775		
I.A. FILING DATE	PRIORITY DATE	
15 SEP 99	15 SEP 98	

DATE MAILED: **24 APR 2001**

**NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
 CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
 DISCLOSURES**

Applicant has submitted papers under 35 U.S.C. 371 to enter the national stage in the United States of America. The items indicated below, however, are missing. The period within which to correct the deficiency noted below and avoid abandonment is set forth in the accompanying Notification.

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- The application fails to comply with the requirements of 37 CFR 1.821-1.825.
- This application does not contain, a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
- A copy of the "Sequence Listing" in computer readable format has not been submitted as required by 37 CFR 1.821(e).
- A copy of the "Sequence Listing" in computer readable form has been submitted. The content of the computer readable form, however, does not comply with the requirements of 37 CFR 1.822 and/or 1.832, as indicated on the attached marked-up copy of the "Raw Sequence Listing."
- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).
- The paper copy or compact disc of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 CFR 1.821(e).
- Other: \_\_\_\_\_

**APPLICANT MUST PROVIDE:**

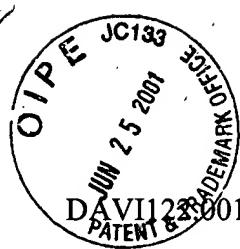
- An initial or substitute computer readable form (CRF) of the "Sequence Listing."
- An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.
- A statement that the contents of the paper or compact disc and the computer readable form are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).

FOR QUESTIONS REGARDING COMPLIANCE WITH THESE REQUIREMENTS, PLEASE CALL:

- (703) 308-4216, for Rules interpretation,
- (703) 308-4212, for CRF submission help,
- (703) 287-0200, for PatentIn software help.

Barbara Campbell

Telephone: 703 305-3631



Rec'd ST/PTO 25 JUN 2001 #4

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Thomas Mathew Cocks, et al.	) Group Art Unit Unknown
		)
Appl. No. :	09/787,356	)
		)
Filed :	March 15, 2001	)
		)
For :	A METHOD OF TREATMENT AND AGENTS USEFUL FOR SAME	)
		)
Examiner :	Unknown	)

REQUEST FOR ENTRY OF DRAWING CHANGES

Assistant Commissioner for Patents  
Washington, D.C. 20231  
Attention: Official Draftsman

Dear Sir:

Enclosed is a set of replacement drawings with changes shown in red. Also enclosed is a clean set of drawings. These changes are being made to comply with the requirements of 37 C.F.R. § 1.821 et. seq.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

By: Daniel Altman

Daniel E. Altman  
Registration No. 34,115  
Attorney of Record  
620 Newport Center Drive  
Sixteenth Floor  
Newport Beach, CA 92660

Dated: June 21, 2001